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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

|  |   |                        |                   |
|--|---|------------------------|-------------------|
| Total Number of Pages in This Submission | 9 | Application Number     | 10/775,000        |
|  |   | Filing Date            | February 09, 2004 |
|  |   | First Named Inventor   | James e. Cullinan |
|  |   | Art Unit               | 3611              |
|  |   | Examiner Name          | Gary Chapman Hoge |
|  |   | Attorney Docket Number | D546.5.1CIP       |

| ENCLOSURES (Check all that apply)  |   |   |  |
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| <input type="checkbox"/> Fee Transmittal Form  | <input type="checkbox"/> Drawing(s)                                       | <input type="checkbox"/> After Allowance Communication to TC                            |  |
| <input type="checkbox"/> Fee Attached  | <input type="checkbox"/> Licensing-related Papers                         | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences     |  |
| <input checked="" type="checkbox"/> Amendment/Reply  | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |  |
| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information  |  |
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| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |                                      |          |        |
|--|--------------------------------------|----------|--------|
| Firm Name                                  | Kremblas, Foster, Phillips & Pollick |          |        |
| Signature                                  |                                      |          |        |
| Printed name                               | Philip J. Pollick                    |          |        |
| Date                                       | 29 December 2004                     | Reg. No. | 29,692 |

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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| Signature             |                  |
| Typed or printed name | Mary L. Pollick  |
| Date                  | 29 December 2004 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of: James E. Cullinan : Examiner:  
Serial No.: 10/775,000 :  
Filed: February 9, 2004 : Art Unit: 3611  
For: MENU SYSTEM :  
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### **PRELIMINARY AMENDMENT B**

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

Sir:

Please amend the application as follows:

#### **In the Claims:**

Please amend claims 20-22 as set forth in the following complete listing of all claims currently in the application and given at pages 3-7.

Original Claims: Claims 1-17.

Previously Presented Claims 18-19.

Currently Amended Claims 20-22.